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[Additional Counsel on Signature Page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In Re Aqua Metals, Inc. Securities Litigation

Lead Case No. 4:17-CV-07142-HSG

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXCEED PAGE LIMITS FOR
MOTION TO DISMISS AMENDED
CONSOLIDATED COMPLAINT**

1 WHEREAS, on September 20, 2019, Plaintiffs filed their Amended Consolidated
2 Complaint for Violation of Securities Laws (“Amended Complaint”) [Doc. 119]. The Amended
3 Complaint, excluding exhibits, is 205 pages long and contained 550 paragraphs of allegations. *Id.*

4 WHEREAS, on September 27, 2019, counsel for Defendants contacted counsel for
5 Plaintiffs to discuss a stipulation as to briefing schedule as to Defendants’ anticipated motion to
6 dismiss the Amended Complaint (“Motion”) as well as setting appropriate page limits for briefing
7 given the size and nature of the Amended Complaint and the fact that Defendant Stephen R. Clarke
8 had separate counsel from the other Defendants.

9 WHEREAS, pursuant to those discussions, the parties reached an agreement and
10 submitted a motion for administrative relief on October 7, 2019 [Doc. 120]. On October 8,
11 2019, the Court denied the motion [Doc. 121], but entered an order on October 9, 2019
12 setting a separate briefing schedule [Doc. 122].

13 WHEREAS, in light of the Court’s order, on October 9, 2019, counsel for all
14 parties further conferred on page limits and agreed that Defendants would be permitted 40
15 total pages for their briefs in support of the anticipated Motions to Dismiss, to be divided
16 amongst Defendants in their discretion, and that Plaintiffs would be similarly permitted 40
17 pages for their brief in response. Defendants proposed these page limits in the interests of
18 judicial economy, recognizing that Defendants would otherwise be entitled to two 25-page
19 motions to dismiss due to being represented by separate counsel.

20 IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned, that:

- 21 1. The page limit imposed by Local Rule 7-4(b) with respect to Defendants’ anticipated
22 Motions is extended to forty (40) total pages, to be divided between Defendants at their
23 discretion.
- 24 2. The page limit imposed by Local Rule 7-4(b) with respect to Plaintiffs’ response to
25 Defendants’ anticipated Motions is extended to forty (40) pages.
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1 IT IS SO STIPULATED.

2 DATED: October 10, 2019

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*Counsel for the Plymouth County Group and
Co-Lead Counsel for the Class*

1 DATED: October 10, 2019

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20 *Thomas Murphy, and Selwyn Mould*

21 DATED: October 10, 2019

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1 Pursuant to Civil L.R. 5-1(i)(3), I hereby attest that all other signatories to this document
2 have concurred in its filing.

3 By: /s/ Michael R. Hogue

4
5 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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7 DATED: October 11, 2019

8 
9 Haywood S. Gilliam, Jr.
10 UNITED STATES DISTRICT
11 COURT JUDGE
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